

11-29-2007

# LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT.

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## Recommended Citation

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# State of California



## SECRETARY OF STATE

June 2, 2008

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS (CCROV 08195)

Pursuant to Section 9033 of the Elections Code, I hereby certify that on June 2, 2008, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the **LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT. (#1298)**, has been signed by the requisite number of qualified electors needed to declare the petition sufficient. **LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT. (#1298)**, is, therefore, qualified for the next statewide election.

**LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT.** Amends the California Constitution to provide that only marriage between a man and a woman is valid or recognized in California. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: The measure would have no fiscal effect on state or local governments. This is because there would be no change to the manner in which marriages are currently recognized by the state. (Initiative 07-0068.)



IN WITNESS WHEREOF, I hereunto set my hand  
and affix the Great Seal of the State of California  
this 2nd day of June, 2008.

DEBRA BOWEN  
Secretary of State

## 1298. Limit on Marriage. Constitutional Amendment.

| COUNTY              | PETITION<br>FILED<br>W/COUNTY | SOS<br>REC'D<br>RAW | SOS<br>REC'D<br>RANDOM |                | RAW<br>COUNT | RANDOM<br>SAMPLE/<br>FULL CHECK | VALID<br>SIGNS | INVALID | DUP. | VALID OR<br>PROJ. VALID | %      |
|---------------------|-------------------------------|---------------------|------------------------|----------------|--------------|---------------------------------|----------------|---------|------|-------------------------|--------|
| 1. ALAMEDA          | 04/24/08                      | 05/05/08            |                        |                | 25,265       |                                 |                |         |      | 0                       | 0.0%   |
| 2. ALPINE           | 04/24/08                      | 04/29/08            | 04/29/08               | Random Notice: | 10           | 10                              | 7              | 3       | 0    | 7                       | 70.0%  |
| 3. AMADOR           | 04/24/08                      | 04/30/08            | 05/08/08               | 05/06/08       | 1,754        | 500                             | 442            | 58      | 6    | 1,498                   | 85.4%  |
| 4. BUTTE            | 04/24/08                      | 05/01/08            | 05/06/08               | Random Due:    | 8,016        | 500                             | 453            | 47      | 1    | 7,022                   | 87.6%  |
| 5. CALAVERAS        | 04/24/08                      | 04/30/08            | 05/15/08               | 06/18/08       | 2,286        | 500                             | 431            | 63      | 4    | 1,905                   | 83.3%  |
| 6. COLUSA           | 04/24/08                      | 04/24/08            | 05/28/08               |                | 538          | 538                             | 400            | 138     | 18   | 400                     | 74.3%  |
| 7. CONTRA COSTA     | 04/24/08                      | 05/07/08            | 05/29/08               |                | 29,511       | 885                             | 773            | 112     | 1    | 24,698                  | 83.7%  |
| 8. DEL NORTE        | 04/24/08                      | 04/30/08            | 05/15/08               |                | 255          | 255                             | 212            | 42      | 1    | 212                     | 83.1%  |
| 9. EL DORADO        | 04/24/08                      | 05/02/08            | 05/07/08               |                | 6,211        | 500                             | 471            | 29      | 1    | 5,709                   | 91.9%  |
| 10. FRESNO          | 04/24/08                      | 05/12/08            | 05/31/08               |                | 37,658       | 1,130                           | 996            | 134     | 2    | 31,038                  | 82.4%  |
| 11. GLENN           | 04/24/08                      | 04/29/08            | 05/13/08               |                | 1,271        | 500                             | 442            | 58      | 6    | 1,100                   | 86.5%  |
| 12. HUMBOLDT        | 04/24/08                      | 05/01/08            | 05/17/08               |                | 1,864        | 500                             | 438            | 62      | 2    | 1,613                   | 86.5%  |
| 13. IMPERIAL        | 04/24/08                      | 04/25/08            | 05/22/08               |                | 4,483        | 500                             | 376            | 124     | 0    | 3,371                   | 75.2%  |
| 14. INYO            | 04/24/08                      | 05/08/08            | 05/08/08               |                | 660          | 500                             | 445            | 55      | 18   | 580                     | 87.8%  |
| 15. KERN            | 04/24/08                      | 04/29/08            | 05/16/08               |                | 28,284       | 849                             | 735            | 114     | 0    | 24,486                  | 86.6%  |
| 16. KINGS           | 04/24/08                      | 04/30/08            | 05/09/08               |                | 3,584        | 500                             | 416            | 84      | 8    | 2,628                   | 73.3%  |
| 17. LAKE            | 04/24/08                      | 04/29/08            |                        |                | 1,586        |                                 |                |         |      | 0                       | 0.0%   |
| 18. LASSEN          | 04/24/08                      | 04/24/08            | 05/09/08               |                | 1,231        | 500                             | 395            | 105     | 11   | 933                     | 75.8%  |
| 19. LOS ANGELES     | 04/24/08                      | 05/06/08            | 05/29/08               |                | 251,835      | 7,555                           | 6,047          | 1,508   | 12   | 188,634                 | 74.9%  |
| 20. MADERA          | 04/24/08                      | 05/06/08            | 05/15/08               |                | 6,903        | 500                             | 464            | 36      | 2    | 6,052                   | 87.7%  |
| 21. MARIN           | 04/24/08                      | 04/30/08            | 05/09/08               |                | 2,318        | 500                             | 467            | 32      | 2    | 2,131                   | 91.9%  |
| 22. MARIPOSA        | 04/24/08                      | 04/30/08            |                        |                | 1,096        |                                 |                |         |      | 0                       | 0.0%   |
| 23. MENDOCINO       | 04/24/08                      | 04/29/08            | 05/21/08               |                | 1,395        | 500                             | 438            | 60      | 7    | 1,187                   | 85.1%  |
| 24. MERCED          | 04/24/08                      | 04/28/08            | 05/09/08               |                | 8,261        | 500                             | 414            | 86      | 1    | 6,584                   | 79.7%  |
| 25. MODOC           | 04/24/08                      | 04/25/08            | 04/25/08               |                | 151          | 151                             | 129            | 22      | 3    | 129                     | 85.4%  |
| 26. MONO            | 04/24/08                      | 05/19/08            | 05/19/08               |                | 201          | 201                             | 158            | 43      | 11   | 158                     | 78.6%  |
| 27. MONTEREY        | 04/24/08                      | 04/29/08            | 05/10/08               |                | 5,679        | 500                             | 405            | 95      | 5    | 4,012                   | 70.6%  |
| 28. NAPA            | 04/24/08                      | 04/28/08            | 05/09/08               |                | 2,980        | 500                             | 430            | 70      | 3    | 2,474                   | 83.0%  |
| 29. NEVADA          | 04/25/08                      | 05/02/08            |                        |                | 3,851        |                                 |                |         |      | 0                       | 0.0%   |
| 30. ORANGE          | 04/24/08                      | 05/05/08            |                        |                | 104,706      |                                 |                |         |      | 0                       | 0.0%   |
| 31. PLACER          | 04/24/08                      | 05/01/08            | 05/02/08               |                | 15,214       | 500                             | 451            | 49      | 0    | 13,723                  | 90.2%  |
| 32. PLUMAS          | 04/24/08                      | 05/08/08            | 05/08/08               |                | 857          | 857                             | 721            | 136     | 36   | 721                     | 84.1%  |
| 33. RIVERSIDE       | 04/24/08                      | 05/05/08            | 05/30/08               |                | 81,624       | 2,449                           | 2,030          | 419     | 3    | 64,426                  | 78.9%  |
| 34. SACRAMENTO      | 04/24/08                      | 05/05/08            | 05/30/08               |                | 44,358       | 1,331                           | 1,108          | 223     | 0    | 36,926                  | 83.2%  |
| 35. SAN BENITO      | 04/24/08                      | 05/01/08            | 05/19/08               |                | 994          | 500                             | 399            | 101     | 14   | 766                     | 77.0%  |
| 36. SAN BERNARDINO  | 04/24/08                      | 05/06/08            | 05/13/08               |                | 90,330       | 2,710                           | 2,275          | 435     | 3    | 72,597                  | 80.4%  |
| 37. SAN DIEGO       | 04/24/08                      | 04/29/08            | 05/27/08               |                | 146,298      | 4,389                           | 3,823          | 566     | 14   | 112,343                 | 76.8%  |
| 38. SAN FRANCISCO   | 04/24/08                      | 04/29/08            | 05/16/08               |                | 4,609        | 500                             | 435            | 65      | 1    | 3,934                   | 85.4%  |
| 39. SAN JOAQUIN     | 04/24/08                      | 05/01/08            | 05/05/08               |                | 29,132       | 874                             | 714            | 160     | 0    | 23,799                  | 81.7%  |
| 40. SAN LUIS OBISPO | 04/24/08                      | 04/30/08            | 05/27/08               |                | 9,984        | 500                             | 434            | 66      | 1    | 8,287                   | 83.0%  |
| 41. SAN MATEO       | 04/24/08                      | 04/25/08            | 05/21/08               |                | 7,327        | 500                             | 439            | 61      | 0    | 6,433                   | 87.8%  |
| 42. SANTA BARBARA   | 04/24/08                      | 04/30/08            | 05/29/08               |                | 8,064        | 500                             | 453            | 47      | 1    | 7,062                   | 87.6%  |
| 43. SANTA CLARA     | 04/24/08                      | 05/12/08            | 05/20/08               |                | 26,738       | 802                             | 703            | 99      | 0    | 23,437                  | 87.7%  |
| 44. SANTA CRUZ      | 04/24/08                      | 04/30/08            | 05/19/08               |                | 3,041        | 500                             | 430            | 70      | 1    | 2,584                   | 85.0%  |
| 45. SHASTA          | 04/24/08                      | 05/02/08            | 05/13/08               |                | 8,560        | 500                             | 453            | 47      | 1    | 7,479                   | 87.4%  |
| 46. SIERRA          | 04/24/08                      | 05/13/08            | 05/13/08               |                | 63           | 63                              | 54             | 9       | 0    | 54                      | 85.7%  |
| 47. SISKIYOU        | 04/24/08                      | 04/25/08            | 05/28/08               |                | 2,226        | 501                             | 429            | 72      | 5    | 1,830                   | 82.2%  |
| 48. SOLANO          | 04/24/08                      | 04/30/08            | 05/07/08               |                | 13,216       | 500                             | 430            | 70      | 2    | 10,021                  | 75.8%  |
| 49. SONOMA          | 04/24/08                      | 04/30/08            | 05/15/08               |                | 5,656        | 500                             | 441            | 59      | 1    | 4,872                   | 86.1%  |
| 50. STANISLAUS      | 04/24/08                      | 04/24/08            |                        |                | 26,227       |                                 |                |         |      | 0                       | 0.0%   |
| 51. SUTTER          | 04/24/08                      | 04/25/08            | 05/16/08               |                | 3,609        | 500                             | 434            | 66      | 5    | 2,908                   | 80.6%  |
| 52. TEHAMA          | 04/24/08                      | 05/02/08            | 05/12/08               |                | 2,904        | 500                             | 438            | 62      | 8    | 2,321                   | 79.9%  |
| 53. TRINITY         | 04/24/08                      | 04/30/08            | 04/30/08               |                | 252          | 252                             | 211            | 41      | 5    | 211                     | 83.7%  |
| 54. TULARE          | 04/24/08                      | 05/02/08            | 05/12/08               |                | 15,055       | 500                             | 427            | 73      | 0    | 12,857                  | 85.4%  |
| 55. TUOLUMNE        | 04/24/08                      | 04/25/08            | 05/08/08               | RANGE:         | 3,027        | 500                             | 433            | 67      | 1    | 2,591                   | 85.6%  |
| 56. VENTURA         | 04/24/08                      | 05/05/08            | 05/12/08               | 110% = 763,790 | 21,044       | 631                             | 571            | 60      | 1    | 17,964                  | 85.4%  |
| 57. YOLO            | 04/24/08                      | 04/25/08            | 05/08/08               | 100% = 694,354 | 3,699        | 500                             | 425            | 75      | 0    | 3,144                   | 85.0%  |
| 58. YUBA            | 04/24/08                      | 05/21/08            | 05/21/08               | 95% = 659,637  | 2,850        | 500                             | 416            | 84      | 6    | 2,210                   | 77.6%  |
| TOTAL:              |                               |                     |                        |                | 1,120,801    | 42,433                          | 35,961         | 6,462   | 234  | 764,063                 | 79.75% |

For questions regarding this spreadsheet please contact:  
Secretary of State| Elections Division 916.657.2166  
06/02/2008 4:42 PM



**DEBRA BOWEN** | SECRETARY OF STATE  
STATE OF CALIFORNIA | ELECTIONS

1500 11th Street, 5th Floor | Sacramento, CA 95814 | Tel (916) 657-2166 | Fax (916) 653-3214 | [www.sos.ca.gov](http://www.sos.ca.gov)

November 29, 2007

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS/PROPONENT  
(07244)

FROM:

  
KATHERINE MONTGOMERY  
Elections Analyst

SUBJECT: **INITIATIVE #1298**

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

**LIMIT ON MARRIAGE.  
CONSTITUTIONAL AMENDMENT.**

The proponents of the above-named measure are:

Dennis Hollingsworth  
Gail J. Knight  
Martin F. Gutierrez  
Hak-Shing William Tam  
Mark A. Jansson  
c/o Andrew Pugno  
P.O. Box 1993  
Fair Oaks, CA 95628

(916) 608-3065

#1298

**LIMIT ON MARRIAGE.  
CONSTITUTIONAL AMENDMENT.**

**CIRCULATING AND FILING SCHEDULE**

---

1. Minimum number of signatures required: ..... 694,354  
California Constitution, Article II, Section 8(b)
2. Official Summary Date: ..... Thursday, 11/29/07
3. Petitions Sections:
  - a. First day Proponent can circulate Sections for  
signatures (Elec. Code § 336) ..... Thursday, 11/29/07
  - b. Last day Proponent can circulate and file with the county.  
All sections are to be filed at the same time within each  
county. (Elec. Codes §§ 336, 9030(a)). ..... Monday, 04/28/08\*
  - c. Last day for county to determine total number of  
signatures affixed to petitions and to transmit total  
to the Secretary of State (Elec. Code § 9030(b)).....Thursday, 05/08/08  
  
(If the Proponent files the petition with the county on a date prior to  
04/28/08, the county has eight working days from the filing of the petition  
to determine the total number of signatures affixed to the petition and to  
transmit the total to the Secretary of State) (Elec. Code § 9030(b)).
  - d. Secretary of State determines whether the total number  
of signatures filed with all county clerks/registrars of  
voters meets the minimum number of required signatures  
and notifies the counties.....Saturday, 05/17/08\*\*
  - e. Last day for county to determine total number of qualified  
voters who signed the petition, and to transmit certificate  
with a blank copy of the petition to the Secretary of State  
(Elec. Code § 9030(d)(e)) ..... Monday, 06/30/08

\* Date adjusted for official deadline, which falls on a weekend (Elec. Code § 15).

\*\*Date varies based on the date of county receipt.

**INITIATIVE #1298**  
**Circulating and Filing Schedule continued:**

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(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 05/17/08, the last day is no later than the thirtieth working day after the county's receipt of notification). (Elec. Code § 9030(d)(e)).

- f. If the signature count is more than 763,790 or less than 659,637 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 659,637 and 763,790 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of **all** signatures (Elec. Code §§ 9030(f)(g), 9031(a)) ..... Thursday, 07/10/08\*
- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State. (Elec. Code § 9031(b)(c)). ..... Thursday, 08/21/08

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 07/10/08, the last day is no later than the thirtieth working day after the county's receipt of notification.) (Elec. Code § 9031(b)(c).)

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient (Elec. Code §§ 9031(d), 9033) ..... Monday, 08/25/08\*

\*Date varies based on the date of county receipt.

## IMPORTANT POINTS

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- California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 124 Cal.App.3d 825, 177 Cal.Rptr. 621; 63 Ops.Cal.Atty.Gen. 37 (1980).
- Please refer to Elections Code sections 100, 101, 104, 9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- Your attention is directed to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq.
- When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

EDMUND G. BROWN JR.  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550

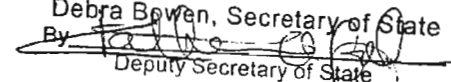
Public: (916) 445-9555  
Telephone: (916) 445-4752  
Facsimile: (916) 324-8835  
E-Mail: Krystal.Paris@doj.ca.gov

November 29, 2007

**FILED**  
In the office of the Secretary of State  
of the State of California

NOV 29 2007

Debra Bowen  
Secretary of State  
1500 - 11<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sacramento, CA 95814

Debra Bowen, Secretary of State  
By   
Deputy Secretary of State

RE: Title and Summary for Initiative No. 07-0068  
TITLE: LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT.

Dear Ms. Bowen:

Pursuant to the provisions in sections 336 and 9004 of the Elections Code, enclosed please find a copy of the Title and Summary issued for Initiative Number 07-0068, along with the text of the proposed measure.

Please feel free to contact me with any questions.

Sincerely,

  
KRYSTAL PARIS  
Initiative Coordinator

For EDMUND G. BROWN JR.  
Attorney General

Enclosures

**Proponent(s) public information:**

Dennis Hollingsworth  
Gail J. Knight  
Martin F. Gutierrez  
Hak-Shing William Tam  
Mark A. Jansson  
c/o Andrew Pugno  
P.O. Box 1993  
Fair Oaks, CA 95628



Date: November 29, 2007  
Initiative No. 07-0068

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

LIMIT ON MARRIAGE. CONSTITUTIONAL AMENDMENT. Amends the California Constitution to provide that only marriage between a man and a woman is valid or recognized in California. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: The measure would have no fiscal effect on state or local governments. This is because there would be no change to the manner in which marriages are currently recognized by the state. (Initiative 07-0068.)

PROTECTMARRIAGE.COM

**RECEIVED**  
after 3pm  
OCT - 5 2007

October 1, 2007

Initiative Coordinator  
Office of the California Attorney General  
1300 I Street  
Sacramento, CA 95814

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

**Re: Request for Title and Summary of Proposed Initiative**

Dear Initiative Coordinator:

I am one of the proponents of the proposed initiative constitutional amendment filed herewith. We request that the Attorney General prepare a title and summary of the chief purpose and points of this proposed measure. Enclosed please find the text of the proposed measure, my residence address at which I am registered to vote, and the filing fee of \$200.

Please forward any inquiries you may have regarding this measure to Andrew Pugno, P.O. Box 1993, Fair Oaks, CA 95628, (916) 608-3065.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis Hollingsworth", written over a horizontal line.

DENNIS HOLLINGSWORTH

PROTECTMARRIAGE.COM

**RECEIVED**  
*after 3pm*  
OCT - 5 2007

October 1, 2007

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICEInitiative Coordinator  
Office of the California Attorney General  
1300 I Street  
Sacramento, CA 95814**Re: Request for Title and Summary of Proposed Initiative**

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Sincerely,



GAIL J. KNIGHT

PROTECTMARRIAGE.COM

October 5, 2007

Initiative Coordinator  
Office of the California Attorney General  
1300 I Street  
Sacramento, CA 95814

**RECEIVED**  
after 3pm  
OCT - 5 2007

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ATTORNEY GENERAL'S OFFICE

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Sincerely,

A handwritten signature in black ink, appearing to read "Martin F. Gutierrez", with a long horizontal flourish extending to the right.

MARTIN F. GUTIERREZ

PROTECTMARRIAGE.COM

October 1, 2007

Initiative Coordinator  
Office of the California Attorney General  
1300 I Street  
Sacramento, CA 95814

RECEIVED  
after 3pm  
OCT - 5 2007

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ATTORNEY GENERAL'S OFFICE

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Sincerely,



HAK-SHING WILLIAM TAM

PROTECTMARRIAGE.COM

RECEIVED  
after 3pm  
OCT - 5 2007

October 1, 2007

Initiative Coordinator  
Office of the California Attorney General  
1300 I Street  
Sacramento, CA 95814

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ATTORNEY GENERAL'S OFFICE

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Please forward any inquiries you may have regarding this measure to Andrew Pugno, P.O. Box 1993, Fair Oaks, CA 95628, (916) 608-3065.

Sincerely,



MARK A. JANSSON

**SECTION 1. Title**

This measure shall be known and may be cited as the “California Marriage Protection Act.”

**SECTION 2. Article I, Section 7.5 is added to the California Constitution, to read:**

Sec. 7.5. Only marriage between a man and a woman is valid or recognized in California.